

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TERMINAL DISCLAIMER

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U.S. APPLICATION SERIAL NO.

10/046,730

CONFIRMATION NO.

2580

FILING DATE

January 17, 2002

INVENTOR(S)

Brooks EDWARDS et al.

EXAMINER (If known)

Mary Ceperley

ART UNIT (If known)

1641

TITLE OF APPLICATION

SOLID PHASES OPTIMIZED FOR CHEMILUMINESCENT DETECTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Now comes the undersigned, Attorney of Record in the present application, who avers as follows:

Applera Corporation is the owner of the entire right, title and interest in and to the invention claimed and disclosed in the above-captioned patent application by virtue of assignment.

Applera Corporation hereby disclaims the terminal part of any patent granted on the above-captioned application, which would extend beyond the expiration date of the full statutory term, as presently shortened by any terminal disclaimer, of:

any patent issuing from U.S. Patent Application No. 10/462,742
and hereby agrees that any patent so granted on said above-captioned application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to:

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this agreement to run with any patent granted on the above-captioned application and to be binding upon the grantee, its successors or assigns.

Applera Corporation does not disclaim any terminal part of any patent granted on the above-captioned application that would extend to the full statutory term, as presently shortened by any terminal disclaimer, of:

any patent issuing from U.S. Patent Application No. 10/462,742 in the event that any said issued patent later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid; is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a); has all claims canceled by a reexamination certificate; or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

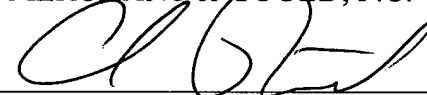
March 19, 2007

Date

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Respectfully submitted,

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Patent & Trademark Office